

254-65.00
Rec'd PCT/PTO 14 APR 1998

PATENT #6
#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Colin Patterson
Title: SURFBOARD OR SAILBOARD AND METHOD FOR THE
MANUFACTURE THEREOF
Serial No.: 09/000,477
International
Filing Date: May 23, 1997
International
Application No.: PCT/EP97/02645
Docket: 30605

LETTER

ATTN: BOX PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated April 9, 1998, (copy enclosed) applicant encloses herewith the required Declaration for Utility or Design Patent Application which includes a Power of Attorney. A check in the amount of \$65.00 is enclosed to cover the late filing fee surcharge for the enclosed Declaration. Applicant is entitled to Small Entity Status as evidenced by the

"Express Mail" mailing label number EL061679051US

Date of Deposit April 14, 1998

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Linda Ibbett

Printed Name of Person Mailing Paper or Fee

Linda Ibbett

Signature of Person Mailing Paper or Fee

04/27/1998 PVOLPE 00000038 09000477

01 FC:254

65.00 OP


Verified Statement by a Non-Inventor Supporting a Claim by Another for Small Entity Status and the Verified Statement Claiming Small Entity Status--Independent Inventor under 37 C.F.R. Sec. 1.27, which were filed on March 30, 1998 along with a Request for Refund of half the filing fee paid in the application.

Applicant hereby petitions and requests for an extension of time, if any is needed, in order to make this filing timely. If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 30605.

Respectfully submitted,

PEARNE, GORDON, McCOY & GRANGER LLP

By


John P. Murtaugh, Reg. No. 34226

1200 Leader Building
Cleveland, Ohio 44114
(216) 579-1700

Date: April 14, 1998

09/000477



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT
Washington, D.C. 20231

32 Rec'd PCT/PTO 14 APR '98 #2

U.S. APPLICATION NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

09/000.477

PATTERSON

5611

JOHN P. MURTAUGH
PEARNE GORDON MCCOY & GRANGER
1200 LEADER BUILDING
CLEVELAND OH 44114-1401

INTERNATIONAL APPLICATION NO.

PCT/EP97/02645

I.A. FILING DATE

PRIORITY DATE

05/23/97

06/03/96

DATE MAILED:

04/09/98

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

☒ a Designated Office (37 CFR 1.494),
☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ a non-English language.

☐ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed JAN 30 1998 and

☐ Information Disclosure Statement(s) filed _____ and _____

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other: _____

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☒ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

DOCUMENT PROCESSING

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875

FORM PCT/DO/EO/905 (September 1996)

Telephone: (703) 308-6454

Denise G. Reaves

BEST AVAILABLE COPY

RECEIVED
APR 13 1998
PEARNE, GORDON, MCCOY
& GRANGER